

BILL NO. 88-5  
AS AMENDED

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 88-5 (AS AMENDED)

Introduced by Council President Hardwicke at the request  
of the County Executive

Legislative Day No. 88-4 Date February 2, 1988

AN EMERGENCY ACT to repeal and re-enact, with amendments, Article VIII, heading, Subarea Advisory Council, of Chapter 9, heading, Boards, Commissions, Councils and Agencies, of the Harford County Code, as amended; to provide for the establishment of the Harford County Health Planning Commission.

By the Council, February 2, 1988

Introduced, read first time, ordered posted and public hearing scheduled

on: March 8, 1988

at: 7:15 P.M.

By Order: Doris Poulsen, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held

on March 8, 1988

and concluded on March 8, 1988

Doris Poulsen, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.  
[Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 88-5  
AS AMENDED

1 Section 1. And Be It Further Enacted By The County Council of  
2 Harford County, Maryland, that Article VIII, heading, Subarea  
3 Advisory Council, of Chapter 9, heading, Boards, Commissions,  
4 Councils and Agencies, of the Harford County Code, as amended, be,  
5 and they are hereby repealed and re-enacted, with amendment, all  
6 to read as follows:

7 Chapter 9. Boards, Commissions, Councils and Agencies.

8 Article VIII. HARFORD COUNTY HEALTH PLANNING COMMISSION.

9 SECTION 9-45. CREATION.

10 THERE IS HEREBY CREATED A COMMISSION, TO BE KNOWN AS THE  
11 HARFORD COUNTY HEALTH PLANNING COMMISSION (HCHPC), HEREINAFTER  
12 REFERRED TO AS "HCHPC."

13 SECTION 9-46. MEMBERSHIP; TERMS; VOTING; QUORUM.

14 A.--MEMBERSHIP.

15 {1}--THE HCHPC SHALL CONSIST OF THREE {3} MEMBERS.

16 {2}--THE MEMBERS SHALL CONSIST OF:

17 a.--THE COUNTY EXECUTIVE OR HIS DESIGNEE WHO SHALL  
18 BE RECOMMENDED BY THE DIRECTOR OF PLANNING AND ZONING.

19 b.--THE HEALTH OFFICER FOR HARFORD COUNTY WHO SHALL  
20 ACT AS A REPRESENTATIVE OF THE COUNTY COUNCIL.

21 e.--A CONSUMER MEMBER WHO SHALL BE A RESIDENT OF  
22 HARFORD COUNTY, APPOINTED BY THE COUNTY EXECUTIVE, UPON RECOM-  
23 MENDATION BY THE DIRECTOR OF PLANNING AND ZONING, AND CONFIRMED BY  
24 THE COUNTY COUNCIL IN ACCORDANCE WITH THE CHARTER OF HARFORD  
25 COUNTY, MARYLAND.

26 B.--TERMS.

27 THE TERM OF MEMBERSHIP FOR CONSUMER MEMBERS SHALL BE ONE  
28 {1} YEAR. MEMBERS MAY SUCCEED THEMSELVES FOR ONE {1} ADDITIONAL  
29 TERM. FOLLOWING THOSE TWO {2} TERMS, ONE {1} YEAR MUST ELAPSE  
30 BEFORE BECOMING ELIGIBLE FOR FURTHER APPOINTMENT TO THE HCHPC,  
31 EXCEPT IN THE CASE OF ELECTED OFFICIALS/DESIGNEES AND THOSE  
32 SERVING BY VIRTUE OF OFFICES.

1        A. THE HCHPC SHALL CONSIST OF NINE (9) MEMBERS:

2                (1) AS EX OFFICIO MEMBERS:

3                (a) THE COUNTY EXECUTIVE OR THE EXECUTIVE'S  
4 DESIGNEE, WHO SHALL BE RECOMMENDED BY THE DIRECTOR OF PLANNING AND  
5 ZONING;

6                (b) A REPRESENTATIVE OF THE COUNTY COUNCIL,  
7 APPOINTED BY THE COUNCIL; AND

8                (c) THE COUNTY HEALTH OFFICER;

9                (2) THE FOLLOWING MEMBERS, APPOINTED BY THE EXECUTIVE  
10 AND CONFIRMED BY THE COUNCIL:

11                (a) A REPRESENTATIVE OF THE HOSPITAL INDUSTRY;

12                (b) A REPRESENTATIVE OF THE NURSING HOME INDUSTRY;

13                (c) A REPRESENTATIVE OF THE ALLIED HEALTH  
14 PROFESSIONS; AND

15                (d) A REPRESENTATIVE OF THE COUNTY MEDICAL SOCIETY;

16                (3) TWO (2) CONSUMERS, APPOINTED BY THE EXECUTIVE UPON  
17 RECOMMENDATION OF THE DIRECTOR OF PLANNING AND ZONING AND  
18 CONFIRMED BY THE COUNCIL. THE CONSUMER MEMBERS SHALL BE COUNTY  
19 RESIDENTS.

20        B. (1) THE TERM OF THE EXECUTIVE'S DESIGNEE SHALL BE  
21 COTERMINOUS WITH THAT OF THE EXECUTIVE, AND THE TERM OF THE  
22 COUNCIL REPRESENTATIVE SHALL BE COTERMINOUS WITH THAT OF THE  
23 COUNCIL.

24                (2) THE TERM OF A MEMBER APPOINTED UNDER SUBSECTIONS A(2)  
25 OR A(3) OF THIS SECTION IS ONE YEAR AND BEGINS ON JULY 1. AT THE  
26 END OF A TERM, A MEMBER CONTINUES TO SERVE UNTIL A SUCCESSOR IS  
27 APPOINTED AND QUALIFIES. A MEMBER WHO SERVES TWO (2) CONSECUTIVE  
28 TERMS MAY NOT BE REAPPOINTED FOR ONE (1) YEAR AFTER COMPLETION OF  
29 THOSE TERMS.

30        C. VOTING/QUORUM.

31                (1) EACH APPOINTED MEMBER AND EACH EX OFFICIO MEMBER  
32 SHALL HAVE ONE (1) VOTE.

1 (2) A QUORUM SHALL BE CONSTITUTED BY TWO ~~(2)~~ FIVE (5)  
2 OF THE MEMBERS. THIS BODY CAN ACT ONLY BY VOTE OF THE MAJORITY OF  
3 THE MEMBERS PRESENT AND VOTING.

4 (3) AT THE REQUEST OF THE HCHPC, THE DEPARTMENT OF  
5 PLANNING AND ZONING WILL PREPARE A STAFF REPORT ADDRESSING THE  
6 IMPACT OF THE MASTER LAND USE PLAN, ZONING ORDINANCE AND PUBLIC  
7 FACILITIES ORDINANCE ON COMPREHENSIVE HEALTH PLANNING OR SPECIFIC  
8 PROPOSALS BEFORE THE HCHPC. ~~THE REPORT SHALL BE ENTITLED TO GREAT~~  
9 ~~REFERENCE.~~

10 SECTION 9-47. OFFICERS.

11 THE OFFICERS OF THE HCHPC SHALL CONSIST OF A CHAIRPERSON,  
12 APPOINTED ANNUALLY BY THE COUNTY EXECUTIVE AND A VICE-CHAIRPERSON  
13 ELECTED ANNUALLY BY THE HCHPC.

14 SECTION 9-48. SALARIES AND COMPENSATION.

15 THE MEMBERS SHALL SERVE WITHOUT COMPENSATION, BUT SHALL BE  
16 REIMBURSED FOR NECESSARY EXPENSES, INCLUDED BUT NOT LIMITED TO,  
17 TRAVELING EXPENSES INCURRED IN THE PERFORMANCE OF THEIR DUTIES.

18 SECTION 9-49. MEETINGS.

19 ~~THE HCHPC SHALL MEET MONTHLY AND MAY HOLD SPECIAL MEETINGS AT~~  
20 ~~THE CALL OF THE CHAIRPERSON.~~ THE HCHPC SHALL MEET AT LEAST SIX  
21 (6) TIMES A YEAR, AND MAY HOLD SPECIAL MEETINGS AT THE CALL OF THE  
22 CHAIRPERSON OR A MAJORITY OF ITS MEMBERS.

23 SECTION 9-50. REPORTS.

24 THE CHAIRPERSON SHALL SUBMIT AN ANNUAL REPORT OF THE HCHPC'S  
25 ACTIVITIES TO THE COUNTY EXECUTIVE AND COUNTY COUNCIL.

26 SECTION 9-51. ORGANIZATION.

27 THE HCHPC MAY CONSULT WITH SUCH PERSONS AND/OR AGENCIES AS  
28 THEY DEEM NECESSARY TO EXECUTE THEIR FUNCTIONS.

29 SECTION 9-52. POWERS AND DUTIES.

30 A. THE FUNCTIONS OF THE HCHPC SHALL BE AS FOLLOWS:

31 (1) HCHPC IS HEREBY DESIGNATED AS THE LOCAL HEALTH  
32 PLANNING AGENCY FOR HARFORD COUNTY.

(2) TO REPRESENT HARFORD COUNTY AT THE REGIONAL HEALTH PLANNING BOARD (RHPB). THE REPRESENTATIVES TO THE RHPB SHALL BE THE EXECUTIVE OR THE EXECUTIVE'S DESIGNEE, THE COUNTY HEALTH OFFICER, AND A CONSUMER MEMBER DESIGNATED BY THE HCHPC.

(3) TO PERIODICALLY REVIEW AVAILABLE HEALTH SERVICE SYSTEMS AND DETERMINE LOCAL HEALTH PROGRAM NEEDS.

(4) TO ADVISE AND REPORT REGULARLY TO THE REGIONAL HEALTH PLANNING BOARD, THE COUNTY BOARD OF HEALTH, THE COUNTY COUNCIL, AND THE COUNTY EXECUTIVE ON THE PROGRESS OF LOCAL HEALTH PROGRAMS AND SYSTEMS AND OF ACTION NEEDED FOR THEIR FURTHER IMPROVEMENTS.

(5) TO MAKE RECOMMENDATIONS TO THE HRPC, ITS SUCCESSORS, THE RHPH, OR ITS SUCCESSORS, THE COUNTY EXECUTIVE, AND COUNTY COUNCIL FOR APPROPRIATE ALLOCATING OF FUNDS IN ACCORDANCE WITH AGREED UPON PRIORITIES AND IN CONSIDERATION OF PRIVATE, COUNTY, STATE, AND FEDERAL FINANCIAL RESOURCES.

(6) TO REVIEW AND COMMENT ON PROPOSED PLANS OF THE HEALTH RESOURCES PLANNING COMMISSION (HRPC) OR ITS SUCCESSORS, REGIONAL HEALTH PLANNING BOARD (RHPB) OR ITS SUCCESSORS, INCLUDING BUT NOT LIMITED TO, CERTIFICATION REVIEW ITEMS, AND OTHER HEALTH ISSUES WHICH AFFECT THE GEOGRAPHIC AREA OF THE RHPB AND HARFORD COUNTY.

(7) TO RECOMMEND TO THE COUNTY EXECUTIVE, COUNTY COUNCIL AND REGIONAL HEALTH PLANNING BOARD POLICIES AND PROCEDURES DESIGNED TO PROVIDE COMPREHENSIVE COUNTY PLANNING FOR HEALTH SERVICES, BOTH PUBLIC AND PRIVATE, INCLUDING THE FACILITIES PROGRAMS AND PERSONS REQUIRED TO PROVIDE THESE SERVICES TO MEET THE HEALTH NEEDS OF THE PEOPLE OF THE COUNTY.

1 (8) TO REVIEW AND MAKE RECOMMENDATIONS TO THE COUNTY  
2 EXECUTIVE AND THE COUNTY COUNCIL REGARDING THOSE ELEMENTS OF THE  
3 PUBLIC FACILITIES ORDINANCE, THE LAND USE MASTER PLAN, AND ZONING  
4 ORDINANCE FOR THE COUNTY WHICH AFFECTS HEALTH PLANS AND  
5 FACILITIES.

6 (9) TO ENCOURAGE COOPERATIVE EFFORTS AMONG GOVERNMENTAL  
7 AGENCIES, ORGANIZATIONS AND GROUPS CONCERNED WITH HEALTH SERVICES,  
8 FACILITIES OR MANPOWER.

9 (10) TO PROMULGATE SUCH RULES AND REGULATIONS AS ARE  
10 NECESSARY FOR ITS OPERATION PURSUANT TO SECTION 807 OF THE  
11 CHARTER.

12 (11) TO ADOPT BYLAWS GOVERNING THE INTERNAL ADMINISTRATION  
13 OF THE HCHPC.

14 (12) TO HAVE SUCH OTHER POWERS AND DUTIES AS MAY BE FROM  
15 TIME TO TIME PRESCRIBED BY THE COUNTY COUNCIL OR COUNTY EXECUTIVE  
16 NOT INCONSISTENT WITH THIS ARTICLE.

17 Section 2. And Be It Further Enacted, that the terms of the  
18 initial appointed members of the HCHPC shall begin upon appoint-  
19 ment and expire July 1, 1989.

20 ~~Section-2.~~ Section 3. And Be It Further Enacted that this act is  
21 hereby declared to be an Emergency Act, necessary for the proper  
22 operation of the County government, and this act shall take effect  
23 on the date it becomes law.

24 EFFECTIVE:  
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88-5

BY THE COUNCIL

AS AMENDED

BILL NO. 88-5 (as amended)

Read the third time.

Passed LSD 88-9 - (March 15, 1988) (with amendments)

Failed of Passage \_\_\_\_\_

By Order

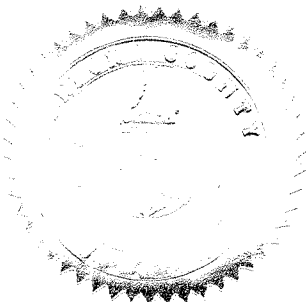
Doris Poulsen, Secretary

Sealed with the County Seal and presented to the County Executive  
for his approval this 16th day of March, 1988  
at 3:00 o'clock P.M.

Doris Poulsen, Secretary

BY THE EXECUTIVE

APPROVED:



[Signature]  
County Executive

Date

3-16-88

BY THE COUNCIL

This Bill (No. 88-5, as amended), having been approved by the  
Executive and returned to the Council, becomes law on March 16, 1988.

Doris Poulsen, Secretary

EFFECTIVE DATE: March 16, 1988

88-5

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